

**State of California, State Water Resources Control Board**

Division of Water Rights

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: <http://www.waterrights.ca.gov>

S002688

2006, 2007, 2008

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM**

Owner(s) of Record:

MT WHITNEY DITCH & WATER CO

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2009

Primary Contact:

MT WHITNEY DITCH & WATER CO  
PO BOX 767  
SPRINGVILLE, CA 93265

Agent:

Address:

Phone No. 209-539-2720

Fax No.

E-mail Address:

Phone No.

Fax No.

E-mail Address:

Source Name: MIDDLE FORK TULE RIVER

Tributary To:

County: Tulare

Diversion within: NW 1/4 of NE 1/4 Section 1, T 21 S, R 29 E, MDB&M

Year of First Use: 1880

Name of Diversion works:

Assessor Parcel Number  
of the Diversion site:

A. **Water is Used Under:** Riparian claim ☐ Pre-1914 claim ☒ Court Decree No.: \_\_\_\_\_ Other (explain): \_\_\_\_\_

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims)) 1880

C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of:  
Gallons per minute (gpm) \_\_\_\_\_ Gallons per day (gpd) \_\_\_\_\_ Cubic feet per second (cfs) ☒

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2006	4	4	2.6	2.6	4	4	4	4	4	4	4	4	3.88
2007	4	4	2.6	2.6	4	4	4	4	4	4	4	4	3.88
2008	4	4	2.6	2.6	4	4	4	4	4	4	4	4	3.88

D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:  
Gallons \_\_\_\_\_ Million Gallons (MG) \_\_\_\_\_ Acre-feet (AF) ☒

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2006	240	240	160	160	240	240	240	240	240	240	240	240	2720
2007	240	240	160	160	240	240	240	240	240	240	240	240	2720
2008	240	240	160	160	240	240	240	240	240	240	240	240	2720

E. **Purpose of Use** - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 440 acres; Stockwatering 200; Domestic 45 Homes plus Sequia Dawn  
Other (specify) Springville School, Sequia Dawn Retirement homes, Springville Cemetery.

Parcel Number(s) of Place of Use: \_\_\_\_\_

F. **Changes in Method of Diversion** - Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.)  
None

G. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☒ NO ☐  
Describe any water conservation efforts you have initiated: Closer monitoring, Enclosed part of ditch in pipe

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

Reduction in consumptive use:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO X.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_\_ NO \_\_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO X.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_\_ NO \_\_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: June 15, 2009 at Springville, California

SIGNATURE: \_\_\_\_\_

PRINTED NAME: \_\_\_\_\_

(first name)

(middle initial)

(last name)

COMPANY NAME: \_\_\_\_\_

If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.

ITEM

CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



S002688%S%2002  
2000, 2001, 2002

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.

Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by September 1, 2003.

\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: MT WHITNEY DITCH & WATER CO;

2003 SEP -5 AM 10:21

DIV. OF WATER RIGHTS  
SACRAMENTO

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:  
MT WHITNEY DITCH & WATER CO

PO BOX 767  
SPRINGVILLE, CA 93265

STATEMENT NO.: S002688  
CONTACT PHONE NO.: (209)539-2720

FOR ONLINE REPORTING AT:  
www.waterrights.ca.gov

USER NAME: S002688  
PASSWORD: D14718

Source Name: MIDDLE FORK TULE RIVER  
Tributary To: TULE RIVER  
County: Tulare  
Diversion Within: NW1/4 of NE1/4 Section 01, T21S, R29E, MB&M

Year of First Use: 1880  
Parcel Number:

A. Water is used under: Riparian claim \_\_\_\_\_ Pre 1914 right ☒ Other (explain): \_\_\_\_\_

B. Year of first Use (Please provide if missing above) 1880

C. Amount of Use - Enter the amount (or the approximate amount) of water used each month.

Amounts below are:														Gallons	Acre-feet	✓	Other
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual				
2000	280	280	140	140	270	280	280	280	280	260	260	260	3610				
2001	280	280	140	140	270	280	280	280	280	260	260	260	3610				
2002	280	280	140	140	280	280	280	280	280	260	260	260	3020				

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 360 acres; Stockwatering ☒ Domestic \_\_\_\_\_

Other (specify) orchards, Sequoia Dawn Tulare County Ret Home

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)  
none

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☒ NO \_\_\_\_\_  
Describe any water conservation efforts you have initiated: recording & monitoring usage of

b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

Reductions in consumptive use:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO ☒
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

I have data to support the above surface water use reductions due to wastewater reclamation. YES \_\_\_\_\_ NO \_\_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO ☒
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

I have data to support the above surface water use reductions due to conjunctive use efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 8-31-03, 2003 at Springville, California

SIGNATURE: J. David Price

PRINTED NAME: J. DAVID PRICE  
(first name) (middle init.) (last name)

COMPANY NAME: MT WHITNEY DITCH & WATER CO.

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION


GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

*"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"*

State of California  
State Water Resources Control Board  
DIVISION OF WATER RIGHTS  
P.O. Box 2000, Sacramento, CA 95812-2000  
Info: (916) 657-2170, FAX: (916) 657-1485, Web: http://www.waterrights.ca.gov

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE  
If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 2000

OWNER OF RECORD: MT WHITNEY DITCH & WATER CO

MT WHITNEY DITCH & WATER CO  
PO BOX 767  
SPRINGVILLE, CA 93265

SOURCE: MIDDLE FORK TULE RIVER  
TRIBUTARY TO: TULE RIVER  
COUNTY: TULARE  
DIVERSION

WITHIN: NW¼ OF NE¼ SECTION 1, T21S, R29E, MB&M.

STATEMENT NO: S002688



TELEPHONE NUMBER:  
(209) 539-2720

YEAR OF FIRST USE: ~~1993~~  
PARCEL NO:

- A. Water is used under: Riparian claim \_\_\_\_\_ Pre 1914 right ☒ Other (explain): \_\_\_\_\_  
B. Year of first use (Please provide if missing above) 1880  
C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:													Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
1997	280	280	140	140	270	280	280	280	280	260	260	260	3010
1998	280	280	140	140	270	280	280	280	290	260	260	260	3010
1999	280	280	140	140	270	280	280	280	280	260	260	260	3010

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation 350 acres; Stockwatering cattle, horses; Domestic 31 homes, yards, orchards  
Other (specify) Sequoia Dawn County Retirement Home  
E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)  
none  
F. Please answer only those questions below which are applicable to your project.

1. Conservation of water  
a. Are you now employing water conservation efforts? YES ☒ NO \_\_\_\_\_  
Describe any water conservation efforts you have initiated: closer monitoring & recording  
b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:  
Reductions in Diversions:  
19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)  
Reductions in consumptive use:  
19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

JAN 24 2001

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO X
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to wastewater reclamation. YES \_\_\_ NO \_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO X
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to conjunctive use efforts. YES \_\_\_ NO \_\_\_

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 7/00, 2000 at \_\_\_\_\_, California

SIGNATURE: J. David Price

PRINTED NAME: JOHN DAVID PRICE  
(first name) (middle init.) (last name)

COMPANY NAME: MT WHITNEY DITCH & WATER CO

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION


GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

## SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1997

OWNER OF RECORD: MT WHITNEY DITCH & WATER CO

MT WHITNEY DITCH & WATER CO  
PO BOX 767  
SPRINGVILLE, CA 93265

STATEMENT NO: S002688



SOURCE: MIDDLE FORK TULE RIVER  
TRIBUTARY TO: TULE RIVER  
COUNTY: TULARE  
DIVERSION

WITHIN: NW¼ OF NE¼ SECTION 1, T21S, R29E, MB&M.

TELEPHONE NUMBER:

(209) 539-2720

YEAR OF FIRST USE: 1893

PARCEL NO:

A. Water is used under: ☐ Riparian claim ☒ Pre 1914 right ☐ Other (explain):

B. Year of first use (Please provide if missing above) 1880

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other)

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1994	363	363	180	180	363	363	363	363	363	363	363	363	3990
1995	363	363	168	160	363	363	363	363	363	363	363	363	3950
1996	363	363	120	120	363	363	363	363	363	363	363	363	3870

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 450 acres; Stockwatering 210; Domestic 31 homes

Other (specify) Springville School, Sequoia Dawn Retirement Home, Springville Cemetery

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)  
none

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 7, 1997 at Springville

SIGNATURE: J. David Price

PRINTED NAME: J DAVID PRICE

COMPANY NAME: MT WHITNEY DITCH & WATER COMPANY

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.



ITEM	CONTINUATION
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# GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by a riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"  
 "Information Pertaining to Water Rights in California"  
 "Water Rights for Stockponds Constructed Prior to 1969"  
 "Appropriation of Water in California"



\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

# STATE WATER RESOURCES CONTROL BOARD

## DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

### SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATE WATER RESOURCES  
CONTROL BOARD  
DIV. OF WATER RIGHTS  
SACRAMENTO  
1995 AUG - 8 PM 1:39

STATEMENT NO: S002688

OWNER OF RECORD: MT WHITNEY DITCH & WATER CO

MT WHITNEY DITCH & WATER CO

PO BOX 767

SPRINGVILLE, CA 93265

SOURCE: MIDDLE FORK TULE RIVER

TRIBUTARY TO: TULE RIVER

COUNTY: TULARE

DIVERSION

WITHIN: NW¼ OF NE¼ SECTION 1, T21S, R29E, MDB&M.

TELEPHONE NUMBER:

(209) 539-2720

YEAR OF FIRST USE: 1893

PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right ☒; Other (explain) \_\_\_\_\_

B. Year of first use (Please provide if missing above) 1876

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC	TOTAL ANNUAL
1992	363	363	180	180	363	363	363	363	363	363	363	363	3990
1993	363	363	180	180	363	363	363	363	363	363	363	363	3990
1994	363	363	180	180	363	363	363	363	363	363	363	363	3990

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 450 acres; Stockwatering 220; Domestic 31 Homes

Other (specify) Springville School, Segacia Dawn Retirement Home, Springville cemetery

\*\*\* CONTINUE ON BACK PAGE \*\*\*

\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

none

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 1, 1995, at Springville, California

SIGNATURE: J. David Price

PRINTED NAME: J. DAVID PRICE

COMPANY NAME: PRESIDENT MT WHITNEY DITCH & WATER CO.

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"  
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"Appropriation of Water in California"

August 3, 1995

State Water Resources Control Board,

Whoops! Just returned  
from vacation to North  
Carolina and found I  
hadn't mailed this form  
by July 1.

Here it is!

J. David Price  
President Mt Whitney  
Ditch & Water Company

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 002688

MT WHITNEY DITCH & WATER CO  
P O BOX 767  
SPRINGVILLE, CA 93265

TELEPHONE NUMBER:  
(209) 539-2720

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: MIDDLE FORK TULE RIVER

TRIBUTARY TO: TULE RIVER

COUNTY: TULARE

YEAR OF FIRST USE: 1893

DIVERSION

WITHIN: NW1/4 OF NE1/4 SECTION 01, T21S, R29E, MDB&M.

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.

A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right ☒; Other (explain) \_\_\_\_\_

B. Year of first use (Please provide if missing above) 1880

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other) \_\_\_\_\_

JAN. FEB. MAR. APR. MAY JUNE JULY AUG. SEPT. OCT. NOV. DEC. TOTAL ANNUAL

1991	262	262	175	175	262	262	262	262	179	179	262	262	2804
1992	262	262	175	175	262	233	210	113	128	262	262	262	2606
1993	262	262	175	175	262	262	262	262	262	262	262	262	2970

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 325 acres; Stockwatering cattle, horses, pigs Domestic 31 homes, yards, orchards  
Other (specify) Cemetery; Sequoia Downs (H&D) grounds.

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

new staff gauge installed at head gate of Mt. Whitney Ditch & Water Co.

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 30, 1994, at Springville, California

Signature: J. David Proci

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STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
901 P ST. SACRAMENTO, CA 95814  
(916) 322-4503

(916) 324-5676

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 002688

MT. WHITNEY DITCH & WATER CO  
P O BOX 767  
SPRINGVILLE, CA 93265

TELEPHONE NUMBER:  
(209) 539-2720

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: MIDDLE FORK TULE RIVER

TRIBUTARY TO: TULE RIVER

COUNTY: TULARE

DIVERSION

WITHIN: NW1/4 OF NE1/4 SECTION 01, T21S, R29E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1991. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons  
☒ Acre-feet  
☐ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1988	264	264	264	80	264	264	264	264	264	264	200	200	2656
1989	160	180	264	80	264	264	264	264	264	200	180	180	2564
1990	160	180	264	80	264	264	264	190	190	190	190	190	2426

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 325 ACRES IRRIGATED, Stock water, 31 Homes provided.

Stockwatering Stock water for cattle and horses (also pigs)

Domestic 31 Homes provided with irrigation water

Other (specify) 1 Cemetery irrigated weekly. Sequoia Dawn Ret. Home yard water

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

none

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 25, 1991, at Springville, California

Signature: J. David Price

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STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RIGHTS BOARD

STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

S 2688

A. Name of person diverting water Mt. Whitney Ditch & Water Co  
Address Rt. 5 Box 145 Porterville California. 93257

B. Name of body of water at point of diversion Middle fork of the Tule River  
Tributary to \_\_\_\_\_

C. Place of diversion NE 1/4 NE 1/4 Section 1, Township 218, Range 29E, Port  
Tulare County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.

D. Name of works Mt. Whitney Ditch & Water Co

E. Capacity of diversion works Four cubic feet per second  
Capacity of storage reservoir None acre-feet  
State quantity of water used each month in gallons or acre-feet  

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
66	LSP	LSP	LSP	LSP	LSP	LSP	LSP	LSP	LSP	LSP	LSP	LSP	

  
continuous diversion  
If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc., \_\_\_\_\_

Maximum annual water use in recent years 73000 acre-feet  
Minimum annual water use in recent years 73000 acre-feet  
Type of diversion facility: gravity YES, pump \_\_\_\_\_  
Method of measurement: weir YES, flume \_\_\_\_\_, electric power meter \_\_\_\_\_, water meter \_\_\_\_\_, estimate \_\_\_\_\_

F. Purpose of use (what water is being used for) Agriculture, Stock, permanent pasture, orchards, deciduous, family gardens

G. General description or location of place of use (use sketch of section grid on reverse side if you desire) Waters lands north, west, and so. west of the town of Springville Calif.

H. Year of first use as nearly as known 1893

I. Name of person filing statement W.H. Gandy  
Position Manager Organization Mt. Whitney Ditch & Water Co.  
Address Rt. 5 Box 145 Porterville Calif.

I certify that the foregoing statements are true and correct to the best of my knowledge and belief

Date signed 6/26/67

Signature W. H. Gandy

See Instructions on Reverse Side